

Message Text

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ORIGIN EB-11

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5/16/73: EXT. 22191

APPROVED BY EB: WCARMSTRONG

EUR/ WE - MR. BEIGEL

EB/ AN - MR. STYLES

EB/ TT - MR. WALDMANN

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P 162239 Z MAY 73

FM SECSTATE WASHDC

TO AMEMBASSY BRUSSELS PRIORITY

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E. O. 11652: N/ A

TAGS: ETRN, BE

SUBJECT: CIVAIR - PAN AM ON WARSAW/ MOSCOW

REF: BRUSSELS 2630

1. DEHENNIN OF BELGIAN EMBASSY PRESENTED NOTE TO DEPUTY ASSISTANT SECRETARY OF STATE WALDMANN MAY 16, PROPOSING THAT CONSULTATIONS BE HELD IN WASHINGTON OR BRUSSELS AT EARLIEST POSSIBLE DATE TO TRY RESOLVE DIFFERENCES IN INTERPRETATION OF RIGHTS AVAILABLE UNDER AGREEMENT.
2. WALDMANN STATED THAT USG PREPARED TO CONSULT IN WASHINGTON, BUT ASKED WHETHER GOB COULD GIVE PROVISIONAL APPROVAL TO PROPOSED PAN AM SERVICE PENDING OUTCOME OF CONSULTATIONS. DEHENNIN SAID HE COULD NOT GO BEYOND INSTRUCTIONS I. E. PROPOSAL FOR CONSULTATIONS.
3. IN VIEW FACT THAT GOB HAS ALREADY ACTED UNILATERALLY IN REJECTING PAN AM SCHEDULE, WALDMANN HANDED NOTE TO DEHENNIN AS FOLLOWS:
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EXCELLENCY:

I HAVE THE HONOR TO REFER TO THE LETTER OF APRIL 27, 1973 FROM THE BELGIAN MINISTRY OF COMMUNICATIONS, POSTS, TELEGRAPH, AND TELEPHONES TO PAN AMERICAN WORLD AIRWAYS, INC., AND TO RECENT DISCUSSIONS BETWEEN REPRESENTATIVES

OF OUR TWO GOVERNMENTS IN WASHINGTON AND BRUSSELS CONCERNING PAN AMERICAN'S SCHEDULES INVOLVING FLIGHTS BEYOND BRUSSELS TO WARSAW AND MOSCOW.

THE MINISTRY'S LETTER DISAPPROVED THAT PART OF PAN AMERICAN'S SCHEDULE WHICH PROJECTED SERVICE FOR THE PERIOD MAY 20 TO OCTOBER 28, 1973, TO WARSAW VIA BRUSSELS TWICE WEEKLY, AND TO MOSCOW VIA BRUSSELS TWICE WEEKLY, EACH SERVICE TO BE OPERATED IN BOTH DIRECTIONS. THE INTENTION OF THE BELGIAN GOVERNMENT TO DISAPPROVE THE PROPOSED SCHEDULE WAS CONVEYED TO THE DEPARTMENT OF STATE ON APRIL 25, 1973 BY THE BELGIAN EMBASSY.

IT IS THE VIEW OF MY GOVERNMENT THAT THE UNITED STATE BELGIAN AIR TRANSPORT SERVICES AGREEMENT INCLUDES THE RIGHT FOR US AIRLINES TO FLY BEYOND BRUSSELS TO POINTS SUCH AS WARSAW AND MOSCOW, A VIEW WHICH THE GOVERNMENT OF BELGIUM HAS ITSELF EXPRESSED IN THE PAST.

ACCORDINGLY, THE UNITED STATES GOVERNMENT CONSIDERS THAT THE BELGIAN GOVERNMENT HAS TAKEN ACTION TO DENY A U. S. DESIGNATED AIRLINE OPERATING RIGHTS PROVIDED FOR IN THE AIR TRANSPORT SERVICES AGREEMENT, AN ACTION TO WHICH THE UNITED STATES GOVERNMENT OBJECTS.

IT IS THE FURTHER VIEW OF MY GOVERNMENT THAT, AT A MINIMUM, THE BELGIAN GOVERNMENT SHOULD APPROVE PROVISIONALLY THE AUTHORITY SOUGHT BY PAN AMERICAN WORLD AIRWAYS TO INITIATE SERVICES AS PLANNED ON MAY 20, 1973. IN THAT EVENT MY GOVERNMENT WOULD BE PREPARED TO ENTER INTO CONSULTATIONS ON THE MATTER AT THE EARLIEST CONVENIENT TIME.

ACCEPT, EXCELLENCY, THE RENEWED ASSUANCES OF MY HIGHEST CONSIDERATION.

FOR THE ACTING SECRETARY OF STATE:

4. WALDMANN EXPLAINED THAT PRESENTATION OF NOTE, WITH LIMITED OFFICIAL USE

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OPERATIVE LANGUAGE EXPRESSING OBJECTION, IS NECESSARY PRECONDITION TO SET IN MOTION MACHINERY CAB CAN USE, IF NECESSARY, TO REACT AGAINST OPERATIONS BY SABENA. HE STRESSED, HOWEVER, DEPARTMENT'S HOPE THAT GOB CAN GRANT TEMPORARY APPROVAL FOR PAN AM OPERATIONS PENDING RESOLUTION OF BASIC ISSUE THROUGH CONSULTATIONS. DEHENNIN UNDERTOOK TO RELAY US VIEWS TO FONOFF.

5. EMBASSY MAY WISH TO MAKE CLEAR TO FONOFF THAT USG
STANDS READY TO CONSULT AT MUTUALLY AGREEABLE DATE, BUT
WOULD AGREE TO SET DATE ONLY IF GOI GRANTS AT LEAST TEM-
PORARY APPROVAL OF PAN AM SCHEDULE. RUSH

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